

HOUSE BILL NO. HB0047

Confidential student disciplinary hearing.

Sponsored by: Representative(s) Greear

A BILL

for

1 AN ACT relating to children; providing that relevant
2 proceedings of a court action involving misconduct of a
3 minor may be disclosed to the minor's school district for
4 purposes of suspension or expulsion of the minor from
5 school as specified; and providing for an effective date.

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7 *Be It Enacted by the Legislature of the State of Wyoming:*

8

9 **Section 1.** W.S. 14-6-203(g)(v), (vi) and by creating
10 a new paragraph (vii) and 14-6-240(e) are amended to read:

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12 **14-6-203. Jurisdiction; confidentiality of records.**

13

14 (g) Except as provided by subsection (j) of this
15 section, all information, reports or records made, received
16 or kept by any municipal, county or state officer or
17 employee evidencing any legal or administrative process or

1 disposition resulting from a minor's misconduct are
2 confidential and subject to the provisions of this act. The
3 existence of the information, reports or records or
4 contents thereof shall not be disclosed by any person
5 unless:

6
7 (v) The disclosure is made to a victim of a
8 delinquent act constituting a felony, in accordance with
9 W.S. 14-6-501 through 14-6-509; ~~or~~

10
11 (vi) The disclosure is authorized by W.S.
12 7-19-504; ~~or~~ or

13
14 (vii) The disclosure is made to any employee or
15 member of the board of trustees of the minor's school
16 district, authorized by the court to receive the
17 information, for purposes of the suspension or expulsion of
18 the minor pursuant to W.S. 21-4-305(d), provided:

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20 (A) The court finds that the court action
21 involves matters which are relevant to the suspension or
22 expulsion of the minor pursuant to W.S. 21-4-305(e). Only
23 materials and evidence relevant to the minor's potential
24 suspension or expulsion shall be disclosed to any employee

1 or member of the board of trustees of the minor's school
2 district; and

3
4 (B) The school district employees or board
5 of trustee members authorized to receive the minor's
6 confidential information shall only disclose the
7 information:

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9 (I) To other members of the board of
10 trustees or the superintendent for purposes of W.S.
11 21-4-305(d); and

12
13 (II) To the minor and his parents,
14 legal guardians, attorneys or guardian ad litem.

15
16 **14-6-240. Fingerprinting or photographing of child;**
17 **disclosure of child's records.**

18
19 (e) The court or the prosecuting attorney may release
20 the name of the minor, the legal records or disposition in
21 any delinquency proceeding filed in juvenile court to the
22 minor's victim or victims and the members of the immediate
23 family of any victim. The victim of a delinquent act
24 constituting a felony shall be provided additional

1 information regarding the delinquency proceeding in
2 accordance with W.S. 14-6-501 through 14-6-509. Except as
3 otherwise allowed under W.S. 14-6-203(g)(i) through ~~(iv)~~
4 (v), legal records released by the court under this
5 subsection shall not include predisposition studies and
6 reports, social summaries, medical or psychological
7 reports, educational records or transcripts of
8 dispositional hearings.

9

10 **Section 2.** This act is effective July 1, 2013.

11

12 (END)